IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 12586 of 2005

Between:

K. Kalyan Kumar S/o. Sundara Rama Raju
Visakhapatnam District.

..... PETITIONER

AND

The Mandal Revenue Officer, Visakhapatnam Rural Mandal,
Visakhapatnam, Visakhapatnam District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ of Mandamus, directing the respondent to act on the representation dt. 23-2-2005 of the petitioner to survey and demarcate the land of the petitioner Ac. 1.25 cents in R.S.Nos. 61/1 and 61/2 of Rushikonda Village, Visakhapatnam Rural Mandal, Visakhapatnam District by declaring the inaction of the respondent in not acting upon the representation of the petitioner is highly arbitrary, unjust and illegal and pass such other order or orders as this Honoruable Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.C.RAMACHANDRA RAJU

Counsel for the Respondent : GP FOR REVENUE

The Court at the stage of admission made the following :

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

The grievance of the writ petitioner is that his land admeasuring Ac.1-25 cents is situated adjacent to Government land in Rushikonda Village, Visakhapatnam Rural Mandal, and that certain third parties encroached upon Government land. The Government, while removing the encroachment and taking possession of their land, had encroached on the land of the petitioner. The petitioner states that he submitted a representation to the Mandal Revenue Officer asking him to survey and demarcate his land by expressing his willingness to pay the necessary fee along with title deed and sketch of his land, and that the respondent has not acted upon his representation.

It is the case of the petitioner that because of the inaction of the respondent, he is facing serious threat of land being encroached by third parties. A copy of the said representation dated 23-02-2005 is enclosed, as part of the material papers.

The writ petition can be disposed of at the admission stage directing the respondent to consider the petitioner's representation dated 23-02-2005 and pass appropriate orders thereon within four weeks from the date of receipt of a copy of this

order.

The writ petition is accordingly disposed of. No order as to costs.

15-06-2005

Note:C.C. in two days

B/o

Stp

To

1.The Mandal Revenue Officer, Visakhapatnam Rural Mandal,
Visakhapatnam, Visakhapatnam District.

2.Two CCs to G.P. for Revenue, A.P. High Court Buildings,Hyderabad.(OUT)

3) 2 CD copies

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